

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

NINKASI HOLDING COMPANY, INC.,  
*an Oregon corporation; and NINKASI  
BREWERY, LLC, an Oregon limited  
liability company,*

Plaintiffs,

v.

NUDE BEVERAGES, INC., *a Colorado  
corporation; and MXM BEVERAGES  
LTD., doing business as NUDE  
BEVERAGES CO., a Canadian  
corporation,*

Defendants.

Civ. No. 6:21-cv-01592-MK

ORDER

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MCSHANE, Judge:

Magistrate Judge Mustafa T. Kasubhai filed a Findings and Recommendation (ECF No. 55), and the matter is now before this Court. *See* 28 U.S.C. § 636(b)(1)(B), Fed. R. Civ. P. 72. Although Defendants did not file objections, I review *de novo*. *United States v. Bernhardt*, 840 F.2d 1441, 1445 (9th Cir. 1998). I find no error and conclude the report is correct. Magistrate Judge Kasubhai's Findings and Recommendation (ECF No. 55) is adopted. Defendant MXM's Motion to Dismiss (ECF No. 38) is DENIED and Plaintiffs' Motion for Partial Summary Judgment (ECF No. 43) is DENIED.

IT IS SO ORDERED.

DATED this 17<sup>th</sup> day of July, 2023.

/s/ Michael J. McShane  
Michael McShane  
United States District Judge